

BAY COUNTY ELECTION COMMISSION  
(RECALL/COMM. BARB KATT)  
JULY 26, 1994

THE BAY COUNTY ELECTION COMMISSION MET ON TUESDAY, JULY 26, 1994 IN THE COMMISSIONERS' GROUND FLOOR CONFERENCE ROOM OF THE BAY COUNTY BUILDING. THE MEETING WAS CALLED FOR THE PURPOSE OF REVIEWING PETITIONS SUBMITTED FOR CLARITY IN THE RECALL OF 6TH WARD CITY COMMISSIONER, BARBARA KATT. THE FOLLOWING MEMBERS AND GUESTS WERE PRESENT.

ROLL CALL:        PAUL N. DONER, PROBATE JUDGE  
                  JEANETTE NEITZEL, TREASURER  
                  BARBARA ALBERTSON, COUNTY CLERK

ALSO                CYNTHIA A. LUCZAK, SECRETARY  
PRESENT:            CATHERINE SCHUMANN, PETITIONER  
                  CONNIE DIETZEL, BAY CO. CITIZEN  
                  BARBARA KATT, CITY COMMISSIONER  
                  ROBERT KATT, SPOUSE OF C. KATT

CHAIRMAN DONER CALLED THE ELECTION COMMISSION MEETING TO ORDER AT 9:00 A.M. HE STATED THIS SESSION WAS CALLED IN ACCORDANCE TO THE OPEN MEETING ACT AND WAS WILLING TO ACCEPT PUBLIC COMMENT.

MR. KATT ASKED THE MEMBERS OF THE COMMISSION AND OTHER GUESTS BE IDENTIFIED FOR THE RECORD. THIS WAS DONE BY INTRODUCTION OF PERSONS PRESENT IN THE CHAMBERS. MR. KATT FURTHER QUESTIONED WHETHER OR NOT THE COMMISSION CONSIDERED THE "INTENT" OF THE RECALL OR ONLY ITS CLARITY.

CHAIRMAN DONER EXPLAINED IT WAS THE TASK OF THE ELECTION COMMISSION TO ONLY DETERMINE IF WORDING CONTAINED WITHIN THE PETITION WAS CLEAR AND UNDERSTANDABLE TO THE ELECTORATE.

BARBARA KATT FELT THE PETITION LANGUAGE WAS UNCLEAR AS IT REFERRED TO A NUMBER OF "BUSINESSES" AND THIS WAS NOT THE CASE IN HER OPINION. TO HER KNOWLEDGE, ONLY ONE "BUSINESS" WAS IN QUESTION.

JEANETTE NEITZEL SOUGHT CLARIFICATION OF THE WORDING REGARDING BUSINESS/BUSINESSES FROM THE PETITIONER.

CATHERINE SCHUMAN STATED MORE THAN ONE BUSINESS WAS INCLUDED IN THE PETITION AS SHE HAD INDICATED AND WAS THEREFORE CORRECT WHEN PRINTING THE PLURAL FORM.

FOLLOWING THE EXPLANATION, JEANETTE NEITZEL MOVED TO APPROVE THE PETITION LANGUAGE AS SUBMITTED, CONSIDERED

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CLEAR ENOUGH FOR THE ELECTORATE TO UNDERSTAND IF IT WAS TO BE CIRCULATED. CLERK ALBERTSON SUPPORTED THE MOTION TO APPROVE THE PETITION LANGUAGE. CHAIRMAN DONER CONCURRED AND FELT RESIDENTS OF THE 6TH WARD WOULD CLEARLY UNDERSTAND THE PETITION IF APPROACHED TO SIGN IT. THE MOTION WAS THEN CARRIED BY A ROLL CALL VOTE OF 3 YEAS, 0 NAYS.

CHAIRMAN DONER ANNOUNCED THE RECALL PETITION LANGUAGE WAS DETERMINED CLEAR BY THE ELECTION COMMISSION AND MAY BE CIRCULATED TO THE ELECTORATE IN ITS PRESENT FORM.

THE ELECTION COMMISSION ADJOURNED THIS HEARING AT 9:20 A.M. AND WAS TO BE RECESSED TO THE CALL OF THE CHAIR.

RESPECTFULLY SUBMITTED

BARBARA ALBERTSON  
BAY COUNTY CLERK